

MHAH220009262017

Order below exh. 1 In S.C.C.No. 284/2017.

(Dt.09.03.2026)

Sunil Balasaheb Raut.**Vs****Dnyaneshwar Mohan Pawar.**

1. Perused the record. This is a complaint for the alleged commission of offence punishable under section 138 of N.I. Act. Therefore, the matter is identified as stale and ineffective matter for disposal in special drive under taken in as per the direction of the Hon'ble High Court.

2. The complainant and his advocate are absent when called out repeatedly. Perused record and roznama. Record shows that, the complainant is absent since many dates. Case is pending for further evidence of complainant. The order was passed below Exh.01 on 20.08.2025 and he was directed to appear in the matter for further progress in the matter. In spite of the said order the complainant remained absent in the court continuously. Already ample opportunity is given to the complainant to lead further evidence in the matter. However, he failed to do so. Considering continuous absence of the complainant it appears the complainant has either settled dispute outside the court or lost his interest to proceed with the matter. The hearing of the matter cannot be conducted at the leisure of the parties. In such circumstances, this complaint is need to be dismissed for want of appearance of the complainant. Hence, I proceed to pass following order.

ORDER

1. The complaint is hereby dismissed due to non-appearance of the complainant as per section 256 of the Code of Criminal Procedure, 1973.
2. The accused Dnyaneshwar Mohan Pawar is acquitted of the offence punishable under section 138 of Negotiable Instrument Act vide section 256 of the Code of Criminal Procedure, 1973.
3. The case is disposed of accordingly.

Karjat

Date :- 09.03.2026.

(S.N. Thapekar)

Judicial Magistrate First Class,
Court No.1, Karjat